

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent )  
application of: ) Before the Examiner  
 )  
Kevin T. Foley et al. ) David A. Bonderer  
 )  
Serial No. 10/625,418 )  
 ) Group Art Unit 3732  
Filed: July 23, 2003 )  
 ) Atty Docket No. 4002-3363/PC459.06  
METHODS AND INSTRUMENTS FOR )  
INTERBODY SURGICAL TECHNIQUES ) Dec. 10, 2004

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT**  
**UNDER 35 U.S.C. §121**

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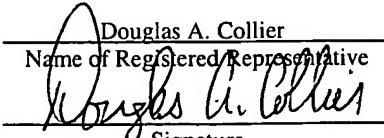
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		Application Number	10/625,418
		Filing Date	July 23, 2003
		First Named Inventor	Kevin T. Foley
		Art Unit	3732
		Examiner Name	David A. Bonderer
Total Number of Pages in This Submission		Attorney Docket Number	4002-3363/PC459.06

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawings	<input type="checkbox"/> After Allowance communication to Group
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<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or individual name	Douglas A. Collier Woodard, Emhardt, Moriarty, McNelly & Henry LLP		
Signature			
Date	December 10, 2004		

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